

THE WEEKLY ARIZONIAN.

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No. 21

THE WEEKLY ARIZONIAN
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interests of Arizona Territory.

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P. W. DOONER.....Editor.

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M. R. PLATT. J. McCaffrey
PLATT & McCAFFREY.
ATTORNEYS AND COUNSELORS AT LAW
TUCSON, A. T.
January 2d 1869-tf

CHAS. E. LORD W. W. WILLIAMS
LORD & WILLIAMS.
HAVING just brought on from New York
fresh and
CHOICE STOCK OF MERCHANDISE,
are offering the same very cheap for cash.
Look at our goods and prices.
Jan. 1, '69.

G. M. GURRY,
Attorney and Counselor at Law
Office in Court-house Building
TUCSON, A. T.
Jan. 1st

WHEAT'S SALOON.
The undersigned having leased the above saloon
from the public with a general assortment of Wines,
Liquors and Cigars.
AUGUSTUS DRICHTA.
Jan. 20, 1869.

PIONEER BUTCHER SHOP.
GEORGE F. FOSTER.
at the OLD STAND on Main Street,
TUCSON, A. T.
Is ready to supply all customers in his
line with as good beef and at as
low rates as can be done elsewhere
town.
Jan. 1st 1869.

PIONEER BREWERY.
TUCSON, A. T.
LAGER BEER, ALE and PORTER
Constantly on hand.
A. LEVIN & J. GOLDTREE.
March 14, 1869-11-tf

CAMP GRANT STORE!
THE undersigned would respectfully announce
that they have just opened a new stock of goods
consisting of
DRY GOODS, GROCERIES, HARDWARE, &c.
and are prepared to sell on the "live and let live"
principle.
Would also announce to those persons desiring
to settle upon the Lower San Pedro, that they are
proprietors of a large Assize and will allow water
to be taken from it by actual settlers free of charge
ISRAEL & COX.
Camp Grant, A. T., Oct. 2d 1868. tf

**BLACKSMITH
AND
WAGON SHOP,**
PEARL ST. TUCSON, A. T.
Wagons are made and repaired at this establish-
ment and everything in the Blacksmith line done
with promptness and dispatch.
SWEENEY & ETCHEL Proprietors.
Jan. 1st, '69

F. M. HODGES.
MAIN STREET
TUCSON, A. T.
KEEPS constantly on hand a large supply of
the best brand of Liquors and Cigars.
Jan. 1st, '69

District Court Notice.

T. S. the District Court for the First Judicial Dis-
trict, County of Pima, and Territory of Arizona.

Territory of Arizona,
vs
John B. Allen, Territorial
Treasurer for the Territory
of Arizona, Coles Bashford,
and Charles H. Lord Terri-
torial Auditor.
To Coles Bashford one of the defendants
above named:

You are hereby summoned to be and appear be-
fore the District Court, for the First Judicial Dis-
trict, County of Pima, and Territory of Arizona,
to answer the complaint of Granville H. Oury,
Attorney General for said Territory, in an action
for injunction, to enjoin the presentation and pay-
ment of certain Territorial Bonds and Warrants
numbering as follows: Territorial Bonds, Nos
74 75 76 77 78 79 80 81 82 83 84 85 86 87
88 89 90 91 92 93 94 95 96 97 98 99
110 111 112 113 114 115 116 117 118 119 120
121 122 123 124 125 126 127 128 129 130 131
132 133 134 135 136 137 138 139 140 141 142
143 144 145 146 147 148 149 150, and Territorial
Warrants numbering 42 51 52 53 54 55 and 156.

You are hereby required to answer the complaint
herein filed within four months from the publica-
tion hereof, and to serve a copy thereof upon
Granville H. Oury, at his office in Tucson, in said
county and Territory, within the time above
specified.

And you are also notified that if you fail to
answer the complaint of the plaintiff within the
four months aforesaid, judgment will be taken
against you by default, and application made to the
court for the relief demanded in said complaint.

Given under my hand and the
seal of said District Court, at
Tucson, this 14th day of January,
A. D. 1869.

OSCAR BUCKALEW,

3-lmo. Clerk

OFFICIAL.
LAW
OF THE
UNITED STATES
PASSED AT THE
FIRST SESSION OF THE
FORTY-FIRST CONGRESS.

AN ACT to incorporate the National Junction
Railway Company.

Be it enacted by the Senate and House of
Representatives of the United States of America
in Congress assembled, That James A. Magruder,
John L. McMillen, C. H. Cragin, John W. Thompson,
Hallet Kilbourn, Alexander R. Shepard and William H. Tenny, of the District
of Columbia, together with such other persons
as may become associated with them for that
purpose, together with their successors, are
hereby created and erected into a body incor-
porate and politic, in deed and in law, by the
name and title of the National Junction Rail-
way Company, and by that name have perpetual
succession, and shall be able to sue and to be
sued, to plead and to be pleaded, to defend and
be defended, in the courts of law and equity
within the District of Columbia, and may use a
common seal, and may adopt by-laws for the
regulation of its government.

Sec. 2. And be it further enacted, That the
said corporation is hereby fully authorized and
empowered to survey, locate, lay out, construct,
collect tolls upon, maintain and enjoy a rail-
way line, with appurtenances and machinery
necessary for one or more tracks, within the
District of Columbia, commencing at the north-
ern terminus of the aqueduct bridge, in the city
of Georgetown, or at some eligible point on the
south shore of the Potomac river above and
near said bridge; thence in a north-
easterly direction by the most feasible
route crossing Rock creek, entering the city of
Washington, and passing through either S. I.
or U street west, [north] around the city of
Washington, crossing the branches of the Bal-
timore and Ohio railroad upon the legally es-
tablished grades of the city, in such a manner
as not to be dangerous to passengers and trains
on either road; thence to a point most feasible
on the Potomac river, or Eastern branch of the
same, at or near the navy yard, at a point to be
indicated by the Secretary of the Navy, with the
rights powers and privileges to construct the said
road, the grades of the road to be approved by
the authorities of the cities of Washington and
Georgetown; also the privileges of locating and
constructing a grand Union depot on the line of
said road, at some point between Third street
west and fourteenth street west, in Washington
city; also a similar depot at some convenient
point in Georgetown, near the said aqueduct.

Sec. 3. And be it further enacted, That the
capital stock of said National Junction railway
shall consist of five thousand shares of one hun-
dred dollars each, which shall in all respects

be deemed personal property, and shall be
transferable in such manner as the by-laws of
said company shall provide.

Sec. 4. And be it further enacted, That it
shall be lawful for the said National Junction
Railway Company, if deemed necessary, to bor-
row from time to time sums of money not ex-
ceeding five hundred thousand dollars, and to
issue bonds therefor, bearing interest not ex-
ceeding seven per centum, payable semi-an-
nually, and to mortgage as security therefor all
the corporate rights, franchises, property, real
and personal, of whatever kind soever, belong-
ing to said company.

Sec. 5. And be it further enacted, That the
persons herein named as incorporators, or a ma-
jority of them, shall, within ninety days after
the passage and approval of this act, meet in the
city of Washington for the purpose of prescrib-
ing regulations for opening books of subscrip-
tion to said capital stock, at such times and
place as they may designate, by public notice
of at least ten days in two daily papers in the
city of Washington; and said books shall be
kept open until two hundred thousand dollars
of said stock shall be subscribed, and twenty
per centum on all subscriptions shall be paid
in lawful money at the time of subscribing, to
the person or persons authorized by the cor-
porators to receive the same; and whenever
that amount shall have been subscribed, and
twenty per centum of the same paid in as above
described, it shall be the duty of the above-
named incorporators (a majority of them shall
constitute a quorum for the transaction of busi-
ness) to call a meeting of the stockholders at
the city of Washington, for the purpose of
electing directors of the said corporation, and
each share of said stock on which the said
twenty per centum has been paid as herein-
before provided shall entitle the owner to one
vote. The incorporators herein named shall de-
signate a majority of their number to act as in-
spectors of elections; which majority of in-
spectors so designated shall certify, under their
names, the directors thus duly elected, and shall
notify them of their election and the time and
place of the first meeting of the said board of
directors. At such meeting the above incor-
porators shall deliver to the said directors the books
of subscription to a stock of said National
Junction Railway Company, and a full report of their
proceedings under this act, and thereupon the
directors of the corporation herein named
shall declare and determine forever and there-
after the said directors, with their successors
or assigns, shall constitute the said body politic
and corporate. The directors thus chosen shall
hold office for one year and until others are
elected and qualified to fill their places. A
majority of said directors shall constitute a quorum
for the transaction of business.

Sec. 6. And be it further enacted, That the
said directors shall, at their first meeting, elect
from their own number a president and vice-
president. They may also, from time to time,
elect a treasurer, a secretary, chief engineer,
and a general superintendent, together with
such other officers, agents and employees as in
any way may be necessary, each of whom shall hold
office or position during the pleasure of said
board of directors. The directors shall have
power to fill all vacancies in the board which
may be caused by death or resignation, except
as hereinafter provided for. The treasurer
and secretary shall give bonds with security, as
the board shall from time to time require.
Meetings of the stockholders of said corporation
for the election of directors and for the transac-
tion of business, shall be held annually,
and at such other times and upon such notice
as may be prescribed by the by-laws. The
directors of the said corporation may require
the subscribers to the capital stock to pay the
amount by them subscribed, respectively, at
such times, in such manner, and in such in-
stalments as they may deem proper; and if any
subscriber shall refuse or neglect to pay any
instalment, as required by a resolution of the
board of directors, the said board may forfeit
said stock for non-payment, and all previous
payments shall revert in law and in equity to
the said corporation under such regulations, or
may sue for and collect the unpaid instalments
in any court of competent jurisdiction.

Sec. 7. And be it further enacted, That the
said corporation is hereby empowered to pur-
chase, lease, receive, and hold such real estate
or other property as may be necessary for ac-
complishing the objects of this act, and may by
their agents, engineers, contractors, or work-
men immediately enter upon, take possession of,
and use all such real estate and property as may
be necessary for the construction, maintenance,
and operation of said railroad and the accommo-
dations appertaining thereto. But all real estate
or property thus entered upon and appropriated
by said railroad, and the accommodations ap-
pertaining thereto, which are not donations,
shall be purchased by said corporation of the
owner or owners of the same at a price to be
mutually agreed upon between them; and in
case of a disagreement as to price, the said
corporation, or the owner or owners of such
real estate or property, shall apply by petition

to a justice of the supreme court of the District
of Columbia, particularly describing the prop-
erty; and the said justice, upon receiving
such application, shall cause such notice to be
given to the other party as he shall deem prop-
er and sufficient, appointing therein a time
and place for hearing the parties; at which time
and place, upon proof that the notice aforesaid
has been given, the said justice shall direct the
manner of ascertaining the true value of said
real estate or other property, together with the
damages which the owner or owners thereof
have sustained, or may sustain by reason of the
appropriation, occupation, and use thereof by
the said corporation; and the said justice shall
appoint not less than three nor more than seven
competent and disinterested commis-
sioners, who shall be freeholders in the District
of Columbia, and at least one of them shall be a
resident of the municipality corporation in which
said real estate or other property may be sit-
uated, and who shall, under the direction of
said justice, view said premises or property,
take such testimony as they may deem proper,
make appraisement, and determine said dam-
ages, and report the same under oath and in
writing to said justice. The report shall con-
tain a minute and accurate description of the
real estate and other property appraised, to-
gether with all the evidence taken by the com-
missioners in the case. It shall be the duty of
said justice to examine the report of said com-
missioners, and upon application of either party
he shall give the parties a hearing in relation
thereto; and he shall have power to increase or
diminish said appraisal or damages if he shall
become satisfied upon such hearing that injus-
tice has been done. Upon proof to the said
justice, to be made within sixty days after his
determination of payment to the owner or
owners, or depositing to the credit of the owner
or owners, or their legal representatives, in such
banking institution as said justice shall direct,
the amount of said award, and the payment of
of all expenses incurred by the same (including
an allowance of three dollars per diem to each
of the aforesaid commissioners, the said justice
shall order or decree, particularly describing
said real estate or other property, and reciting
the appraisement of damages and the mode of
making it, to be recorded in the recorder's office
of the county or city in which such real estate
or other property is situated, the said corpora-
tion, or its agents, officers or assigns, shall be le-
gally or equitably seized and possessed of such
real estate or other property for the use and
for the purposes hereinafter described. In case
any married woman, infant, idiot, insane per-
son, or non-resident of the district in which
said real estate or other property may be sit-
uated, shall be interested in such real estate or
other property, the said justice shall appoint
some competent disinterested person to appear
before said commissioner and act for and in
behalf of such married woman, infant, idiot,
insane person, or non-resident.

Sec. 8. And be it further enacted, That if any
person shall wilfully do or cause to be done any
act or acts whatever, whereby any building,
structure, or other work or any engine, car or
machine or other property appertaining to
said railroad shall be injured, impaired, or
destroyed, or stopped, person or persons so of-
fending shall be guilty of a misdemeanor, and
on conviction thereof by and court of competent
jurisdiction shall be punished by a fine, at the
discretion of the court, of not more than five
thousand dollars, or by imprisonment of not
more than two years, or both, at the discretion
of the court, and also forfeit and pay to the said
company, its successors and assigns, the amount
of damages sustained by means of such offences,
to be recovered by said company with costs of
suit by any action of debt or case.

Sec. 9. And be it further enacted, That said
company shall not grant to any railroad or
other corporation the exclusive right to transfer
passengers or freight over said railroad; but
any privilege granted to one corporation shall
be extended to all who may make application
for such privilege on the same terms, conditions,
and rates, and shall not sell, transfer, or
lease their corporate rights to any company
that will not check baggage or commute fares
with all connecting railroads upon the terms
specified in this section.

Sec. 10. And be it further enacted, That the
said corporation shall, as soon as practicable af-
ter the election of directors, as hereinbefore
provided, so commence and prosecute the work
of constructing and equipping said railroad that
it shall be fully completed and equipped in three
years from and after the first board of directors
have been elected.

Sec. 11. And be it further enacted, That
Congress shall have the right to regulate the
rate of fares collected by said company from
passengers and the rate of charges for trans-
ferring freight; and all property owned by said
company shall be subject to taxation by the
proper municipal authority.

Sec. 12. And be it further enacted, That this
act may be at any time amended or repealed.
Approved, March 29, 1869